

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

RAYMOND L. WHITE, PETER O'CONNELL,
DAVID H. VISKOCHIL and RICHARD M. CAWTHON
Junior Party

v.

FRANCIS S. COLLINS, MARGARET R. WALLACE,
DOUGLAS A. MARCHUK, LONE B. ANDERSEN and DAVID H. GUTMANN
Senior Party

Patent Interference No. 104,030

Before URYNOWICZ, SOFOCLEOUS and DOWNEY, Administrative Patent Judges.
DOWNEY, Administrative Patent Judge.

JUDGMENT PURSUANT TO 37 CFR § 1.662(a)

I.

Interference No. 104,030

White et al., the junior party, have filed pursuant to 37 CFR § 1.662(a) a request for entry of an adverse judgment as to all the claims which correspond to the count in this interference (Paper No. 33).

Accordingly, JUDGMENT as to the subject matter of the count in issue is hereby awarded to Francis S. Collins, Margaret R. Wallace, Douglas A. Marchuk, Lone B. Andersen and David H. Gutmann, senior party who on this record is entitled to claims 1-3, 9, 10, 13-15, 17, 22-24, 44, 49 and 50 corresponding to the count. Accordingly, Raymond L. White, Peter O'Connell, David H. Viskochil and Richard M. Cawthon, the junior party, are not entitled to their patent containing claims 1-24 corresponding to the count.

STANLEY URYNOWICZ, JR.)	
Administrative Patent Judge)	
)	
)	
)	BOARD OF PATENT
MICHAEL SOFOCLEOUS)	
Administrative Patent Judge)	APPEALS AND
)	
)	INTERFERENCES
)	
MARY F. DOWNEY)	
Administrative Patent Judge)	

Interference No. 104,030

Attorneys for RAYMOND L. WHITE ET AL.

Yenable, Baetjer, Howard
& Civiletti
Suite 1000
1201 New York Ave., N.W.
Washington, D.C. 20005-3917

Attorneys for FRANCIS S. COLLINS ET AL.

Morrison & Foerster
755 Page Mill Road
Palo Alto, CA 94304-1018